



Docket No. 213680.00005
Date: December 19, 2005

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of: STEPHEN C. KENYON, ET AL.

Application No.: 09/903,627

For: AUDIO IDENTIFICATION SYSTEM AND METHOD

Filed: July 13, 2001

Group Art Unit: 2654

MAIL STOP AF
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated June 17, 2005 of the Primary Examiner finally rejecting Claims 1-19, 21-23, 25-27, 32-36, 38-51, 53-55, 57-64, 67-83, 86-99 and 102-137.

The items checked below are appropriate.

1. A Petition for a three month extension of time to respond to the final rejection, together with the \$ 510.00 extension fee under 37 C.F.R. § 1.17, is being filed concurrently herewith.
2. A Petition for a two-month extension of time to respond to the final rejection, together with the _____ extension fee under 37 C.F.R. § 1.17, was filed on _____.
3. A Petition for a one-month extension of time to take further action, together with the \$ extension fee under 37 C.F.R. § 1.17, was filed on _____.

12/20/2005 SZEWDIE1 00000098 501710 09903627

02 FC:2401 250.00 DA

4. Notice of Appeal Fee
 Fee \$250.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)

Enclosed

Not required (fee paid in prior appeal)

Charge to Deposit Account No. 50-1710. (One additional copy of this Notice is enclosed herewith)

5. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 50-1710. A duplicate copy of this paper is enclosed.

6. Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 625-3507. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,


Attorney for Applicants
Richard P. Bauer
Registration No. 31,588

PATENT ADMINISTRATOR
KATTEN MUCHIN ROSENMAN LLP
525 West Monroe Street
Chicago, Illinois 60661-3693
Facsimile: (312) 902-1061